रजिस्ट्री स० डी० 221 REGISTERED No. D. 221

भारत का राजपत्र
The Gazette of India

असाधारण
EXTRAORDINARY
भाग II—खण्ड 2
PART II—Section 2
प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं० 13] नई दिल्ली, मंगलवार, मार्च 20, 1973/फाल्गुन 29, 1894
No. 13] NEW DELHI, TUESDAY, MARCH 20, 1973/PHALGUNA 29, 1894

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

LOK SABHA

The following Bills were introduced in Lok Sabha on the 20th March, 1973:—

BILL NO. 13 OF 1973

A Bill further to amend certain taxation laws in the Union territories.

BE it enacted by Parliament in the Twenty-fourth Year of the Republic of India as follows:—

Short title and commencement.

1. (*1*) This Act may be called the Union Territories Taxation Laws (Amendment) Act, 1973.

(*2*) It shall come into force on the 1st day of April, 1973.

Repeal of Act 73 of 1971 and of amendments made thereby in respect of certain Union territories.

2. As from the commencement of this Act, the Union Territories Taxation Laws (Amendment) Act, 1971, in so far as it applies to the Union territories of Delhi, the Andaman and Nicobar Islands, the Laccadive, Minicoy and Amindivi Islands, Dadra and Nagar Haveli, Goa, Daman and Diu, Pondicherry and Chandigarh, and the provisions inserted by the said Act in the taxation laws as in force in the said Union territories and specified in the Schedule to that Act, shall stand repealed:

Provided that the repeal shall not—

(*a*) affect the previous operation of the provisions so repealed or anything duly done or suffered thereunder; or

(*b*) affect any right, privilege, obligation or liability acquired, accrued or incurred under the provisions so repealed; or

(c) affect any penalty, forfeiture or punishment incurred in respect of any offence committed in relation to the provisions so repealed; or

(d) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid,

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed as if those provisions had not been repealed.

Refunds.

3. (*1*) **The Administrator of each of the Union territories referred to in section 2 shall, by order published in the Official Gazette, make provisions for the refund, in such manner as may be provided in the order, of—**

(*a*) **the value of any unspoiled stamps issued in pursuance of any of the provisions repealed by section 2; or**

(*b*) **any additional duty or tax or surcharge collected in pursuance of any of the said provisions in so far as it relates to any period after the commencement of this Act.**

(2) The provisions of any order made under sub-section (*1*) shall have effect notwithstanding anything inconsistent therewith contained in any relevant taxation law referred to in section 2.

STATEMENT OF OBJECTS AND REASONS

Certain taxation laws in force in the Union territories of Delhi, the Andaman and Nicobar Islands, the Laccadive, Minicoy and Amindivi Islands, Dadra and Nagar Haveli, Goa, Daman and Diu, Pondicherry and Chandigarh were amended by the Union Territories Taxation Laws (Amendment) Act, 1971 to provide for the levy of additional duty or surcharges, in order to raise resources to meet expenditure incurred on the relief of Bangladesh refugees. It is no longer necessary to continue the additional duty or the surcharges. This Bill, therefore, provides for the withdrawal of these levies with effect from 1st April, 1973 by repealing the aforesaid Act in so far as it applies to the said Union territories and the provisions inserted by that Act in the taxation laws in force in those Union territories.

NEW DELHI; K. C. PANT.

The 12th March, 1973.

PRESIDENT'S RECOMMENDATION UNDER ARTICLE 117 OF THE CONSTITUTION OF INDIA

[Copy of letter No. F. 12/1/73-UTL, dated the 13th March, 1973, from Shri K. C. Pant, Minister of State in the Ministry of Home Affairs, to the Secretary, Lok Sabha.]

The President, having been informed of the subject-matter of the Bill further to amend certain taxation laws in the Union territories, recommends the introduction of the Bill in the Lok Sabha and its consideration by that House under clauses (1) and (3) of article 117 of the Constitution.

FINANCIAL MEMORANDUM

Sub-clause (1) of clause 3 of the Bill seeks to provide for refund of the value of unspoiled "Refugee Relief" stamps issued in pursuance of any provisions repealed by section 2 and also for the refund of any additional duty or tax or surcharge collected in pursuance of any of the said provisions for or in relation to any period after the 1st day of April, 1973. In the case of Union territories of Goa, Daman and Diu and Pondicherry, which have Consolidated Funds, the amounts for making such refunds will be drawn from their Consolidated Funds. In the case of other Union territories such amounts will have to be drawn from the Consolidated Fund of India.

2. It is not possible to estimate at this stage the amounts which will have to be refunded under the above-mentioned provisions of the Bill for that will depend upon the number of unspoiled stamps which may be surrendered for obtaining the refund and the amounts collected before the repeal of the provisions mentioned above by way of additional duty or tax or surcharge for the period beyond the date of such repeal.

3. The expenditure on account of clause 3 of the Bill from the Consolidated Fund of India and the Consolidated Funds of Union territories will be of a non-recurring nature and will be really of a notional nature because it will involve only refund of amounts collected by way of additional duty or tax or surcharge and credited to these Funds. No expenditure of a recurring nature is involved.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Sub-clause (1) of clause 3 of the Bill seeks to empower the Administrator of each of the Union territories referred to in clause 2 to make provisions, by order, for the refund, in such manner as may be provided in the order, of the value of unspoiled stamps issued in pursuance of any of the provisions which are sought to be repealed by clause 2 or any additional duty or tax or surcharge collected in pursuance of any of the said provision for or in relation to any period after the 1st day of April, 1973.

2. The matters in respect of which provisions may be made by order under sub-clause (1) of clause 3 are matters of procedure and administrative detail. The delegation of legislative powers involved is, therefore, of a normal character.

BILL NO. 11 OF 1973

A Bill to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 1972-73.

BE it enacted by Parliament in the Twenty-fourth Year of the Republic of India as follows:—

1. This Act may be called the Appropriation Act, 1973. Short title.

2. From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of one thousand three hundred and two crores, ninety-three lakhs and sixty-one thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1972-73, in respect of the services specified in column 2 of the Schedule. Issue of Rs. 13,02,93,61,000 out of the Consolidated fund of India for the year 1972-73.

3. The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year. Appropriation.

THE SCHEDULE

(*See* sections 2 and 3)

1	2	3		
No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	*Rs.*	Rs.
1	Ministry of Defence	5,49,000	..	5,49,000
2	Defence Services, Effective—Army	1,53,65,00,000	..	1,53,65,00,000
3	Defence Services, Effective—Navy	4,11,50,000	..	4,11,50,000
4	Defence Services, Effective—Air Force	27,71,20,000	..	27,71,20,000
5	Defence Services, Non-Effective	3,00,00,000	..	3,00,00,000
7	Education	5,26,50,000	..	5,26,50,000
10	Other Revenue Expenditure of the Ministry of External Affairs	80,00,00,000	..	80,00,00,000
11	Ministry of Finance	47,78,000	..	47,78,000
14	Taxes on Income including Corporation Tax, etc.	1,30,00,000	..	1,30,00,000
18	Mint	13,38,000	..	13,38,000
20	Opium Factories and Alkaloid Works	1,42,00,000	..	1,42,00,000
22	Grants-in-aid to State and Union Territory Governments	1,05,00,00,000	..	1,05,00,00,000
	Interest on Debt and Other Obligations	..	*38,63,03,000*	38,63,03,000
	Payments of States' Share of Union Excise Duties	..	*28,63,64,000*	28,63,64,000
27	Payments to the Indian Council of Agricultural Research	1,000	..	1,000
29	Department of Food	16,21,00,000	..	16,21,00,000
31	Department of Co-operation	93,78,000	..	93,78,000
33	Foreign Trade	6,83,13,000	..	6,83,13,000
34	Export-Oriented Industries	30,76,000	..	30,76,000
37	Ministry of Home Affairs	88,000	..	88,000
38	Cabinet	14,21,000	..	14,21,000
40	Police	10,23,28,000	..	10,23,28,000
41	Census	19,15,000	*1,000*	19,16,000
45	Delhi	4,94,86,000	*6,00,000*	5,00,86,000
46	Chandigarh	1,82,89,000	*4,19,000*	1,87,08,000

1	2	3		
No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	*Rs.*	Rs.
47	Andaman and Nicobar Islands . .	1,47,55,000	..	1,47,55,000
48	Arunachal Pradesh	2,15,87,000	..	2,15,87,000
54	Village and Small Industries . .	..	*4,17,000*	4,17,000
57	Information and Publicity . . .	56,00,000	..	56,00,000
63	Department of Rehabilitation . .	..	*21,000*	21,000
64	Ministry of Law and Justice . .	1,000	..	1,000
66	Ministry of Petroleum and Chemicals .	2,53,92,000	..	2,53,92,000
70	Roads	2,39,44,000	*6 000*	2,39,50,000
73	Ports	2,81,00,000	..	2,81,00,000
75	Department of Steel . . .	7,35,73,000	..	7,35,73,000
76	Department of Mines . . .	8,57,41,000	..	8,57,41,000
80	Aviation	..	*45,000*	45,000
82	Ministry of Works and Housing .	1,000	..	1,000
83	Public Works	14,38,20,000	*2,00,000*	14,40,20,000
84	Stationery and Printing . . .	..	*1,36,000*	1,36,000
86	Atomic Energy Research and Nuclear Power Schemes	2,000	..	2,000
89	Posts and Telegraphs Working Expenses	2,86,87,000	..	2,86,87,000
90	Posts and Telegraphs Dividend to General Revenues, Appropriations to Reserve Funds and Repayment of Loans from General Revenues .	12,08,67,000	..	12,08,67,000
95	Department of Parliamentary Affairs .	90,000	..	90,000
96	Department of Science and Technology	1,000	..	1,000
99	Department of Supply . . .	2,97,00,000	..	2,97,00,000
	Union Public Service Commission .	..	*5,00,000*	5,00,000
104	Defence Capital Outlay . . .	5,92,00,000	..	5,92,00,000
105	Other Capital Outlay of the Ministry of Defence	15,30,000	..	15,30,000
108	Capital Outlay on Currency and Coinage	..	*1,40,000*	1,40,000
110	Commuted Value of Pensions . .	..	*2,59,000*	2,59,000
113	Loans and Advances by the Central Government	15,55,07,000	*5,90,88,00,000*	6,06,43,07,000
114	Purchase of Foodgrains and Fertilizers	67,55,17,000	*2,77,000*	67,57 94,000
115	Other Capital Outlay of the Ministry of Agriculture	1,000	..	1,000
116	Capital Outlay of the Ministry of Foreign Trade	11,000	..	11,000

1	2	3		
No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
118	Capital Outlay in Union Territories .	41,45,000	1,00,00,000	1,41,45,000
120	Capital Outlay of the Ministry of Industrial Development . .	1,000	..	1,000
124	Capital Outlay of the Ministry of Labour and Rehabilitation . . .		5,000	5,000
125	Capital Outlay of the Ministry of Petroleum and Chemicals . .	21,99,89,000	..	21,99,89,000
126	Capital Outlay on Roads . . .	7,48,90,000	..	7,48,90,000
129	Other Capital Outlay of the Ministry of Steel and Mines . . .	36,97,01,000	..	36,97,01,000
132	Capital Outlay on Public Works . .	3,00,00,000	..	3,00,00,000
133	Delhi Capital Outlay . . .	45,79,000	2,64,000	48,34,000
136	Capital Outlay on Posts and Telegraphs (Not met from Revenue) . .	1,000	..	1,000
	TOTAL	6,43,46,04,000	6,59,47,57,000	13,02,93,61,000

STATEMENT OF OBJECTS AND REASONS

This Bill is introduced in pursuance of article 114 (1) of the Constitution of India, read with article 115 thereof, to provide for the appropriation out of the Consolidated Fund of India of the moneys required to meet the Supplementary expenditure charged on the Consolidated Fund of India and the grants made by the Lok Sabha for expenditure of the Central Government, excluding Railways, for the financial year 1972-73.

K. R. GANESH.

PRESIDENT'S RECOMMENDATION UNDER ARTICLE 117 OF THE CONSTITUTION OF INDIA

[Copy of letter. No. F 5(1)-B/73, dated the 5th March, 1973 from Shri K. R. Ganesh, Minister of State in the Ministry of Finance to the Secretary, Lok Sabha.]

The President having been informed of the subject matter of the proposed Bill to authorise payment and appropriation of certain furthe sums from and out of the Consolidated Fund of India for the services of the year ending on the 31st day of March, 1973, recommends the introduction of the Appropriation Bill, 1973, in the Lok Sabha and also recommends to the Sabha the consideration of the Bill under article 117(1) and (3) of the Constitution read with article 115 thereof.

2. The Bill will be introduced in the Lok Sabha after all the Supplementary Demands for Grants for 1972-73 have been voted.

BILL NO. 9 OF 1973

A Bill to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 1972-73 for the purposes of railways.

BE it enacted by Parliament in the Twenty-fourth Year of the Republic of India as follows:—

1. This Act may be called the Appropriation (Railways) Act, 1973. Short title.

2. From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of one hundred and seventeen crores, sixty-nine lakhs and forty-four thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1972-73, in respect of the services relating to railways specified in column 2 of the Schedule. Issue of Rs. 117, 69,44,000 out of the Consolidated Fund of India for the financial year 1972-73.

3. The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year. Appropriation.

THE SCHEDULE

(*See* sections 2 and 3)

1	2	3		
No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
1	Railway Board	3,61,000	..	3,61,000
4	Working Expenses—Administration .	1,80,56,000	*1,18,000*	1,81,74,000
5	Working Expenses—Repairs and Maintenance	18,23,21,000	*4,32,000*	18,27,53,000
6	Working Expenses—Operating Staff	1,21,45,000	*2,23,000*	1,23,68,000
7	Working Expenses—Operation (Fuel)	4,35,27,000	*3,000*	4,35,30,000
8	Working Expenses—Operation other than Staff and Fuel	5,70,65,000	*15,58,000*	5,86,23,000
9	Working Expenses—Miscellaneous Expenses	2,35,47,000	*3,26,000*	2,38,73,000
10	Working Expenses—Staff Welfare	74,76,000	*1,000*	74,77,000
12	Dividend to General Revenues .	3,48,76,000	..	3,48,76,000
14	Construction of New Lines—Capital and Depreciation Reserve Fund .	..	*29,45,000*	29,45,000
15	Open Line Works—Capital, Depreciation Reserve Fund and Development Fund	77,65,01,000	*30,07,000*	77,95,08,000
16	Pensionary Charges—Pension Fund .	92,76,000	..	92,76,000
17	Repayment of Loans from General Revenues and Interest thereon—Development Fund	31,80,000	..	31,80,000
	TOTAL	116,83,31,000	*86,13,000*	117,69,44,000

STATEMENT OF OBJECTS AND REASONS

This Bill is introduced in pursuance of article 114(1) of the Constitution of India, read with article 115 thereof, to provide for the appropriation out of the Consolidated Fund of India of the moneys required to meet the supplementary expenditure charged on the Consolidated Fund of India and the grants made by the Lok Sabha for expenditure of the Central Government on Railways for the financial year 1972-73.

L. N. MISHRA.

PRESIDENT'S RECOMMENDATION UNDER ARTICLE 117 OF THE CONSTITUTION OF INDIA

[Copy of letter No. 72-B-4017, dated the 2nd March, 1973 from Shri Lalit Narayan Mishra, Minister of Railways to the Secretary, Lok Sabha.]

The President having been informed of the subject-matter of the proposed Appropriation Bill providing for the appropriation out of the Consolidated Fund of India of the moneys required to meet the expenditure charged on the Fund and the Supplementary Grants made by the Lok Sabha, for 1972-73, recommends, under clauses (1) and (3) of article 117 of the Constitution of India read with clause (2) of article 115 thereof, the introduction in and consideration by the Lok Sabha of the Appropriation Bill.

S. L. SHAKDHER,
Secretary.

PRINTED BY THE MANAGER, GOVERNMENT OF INDIA PRESS, MINTO ROAD, NEW DELHI AND PUBLISHED BY THE MANAGER OF PUBLICATIONS, DELHI, 1973.